

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO.1990-739-T - ORDER NO. _____

IN RE:	Application of H. D. Auston and Son,)	ORDER SUSPENDING
	Incorporated d/b/a H. D. Auston Moving and)	CERTIFICATE
	Storage for a Class E (Household Goods))	
	Certificate of Public Convenience and)	
	Necessity)	

This matter comes before the Public Service Commission of South Carolina (“the Commission”) on the Motion for Immediate Suspension of the Class E Certificate of Public Convenience and Necessity of H.D. Auston & Son, Inc. d/b/a H.D. Auston & Son Moving and Storage, filed by the Office of Regulatory Staff (“ORS”).

S.C. Code Ann. Section 1-23-370(c) (Revised 2006) states that if an agency finds that public health, safety, or welfare imperatively requires emergency action, and incorporates a finding to that effect in its order, summary suspension of a license may be ordered pending proceedings for revocation or other action. ORS has demonstrated that the insurance for this carrier has expired. We, therefore hold that this carrier operating with no insurance constitutes an emergency which requires us to immediately suspend it’s certificate granted in Docket No. 1990-739-T in order to protect the public safety. This suspension will remain in effect until a hearing is held and a final determination can be made as to whether the Certificate in question should be permanently revoked or until such time as the ORS certifies that it has received a valid Form E from the carrier’s

insurer and certified in writing to this Commission that the carrier is in good standing with the ORS and in compliance with all applicable statutes and Commission regulations. If ORS certifies to the Commission that it has received a valid Form E from the carrier's insurer and that the carrier is otherwise in good standing, this Order of suspension shall be null and void effective as of the date of the ORS certification.

Accordingly, the Class E Certificate of Public Convenience and Necessity of H.D. Auston & Son, Inc. d/b/a H.D. Auston & Son Moving and Storage is hereby suspended. This Order shall remain in full force and effect until further Order of the Commission or until the ORS certifies to the Commission that the carrier has come into compliance with all applicable statutes and Commission regulations at which time this Order of suspension shall be null and void.

BY ORDER OF THE COMMISSION:

G. O'Neal Hamilton, Chairman

ATTEST:

C. Robert Moseley, Vice Chairman

(SEAL)